THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.7609 of 2007

16.4.2007

Between:

Mangali Venkataramanamma, W/o.Kambagiri Swamy

… Petitioner

AND

The District Collector, Kurnool District

And others

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.7609 of 2007

ORDER:

The petitioner was assigned house site admeasuring Acs.0.02 in survey No.496 situated at N.Racherla Village of Peapully Mandal in Kurnool District. She is statedly living there raising a hut for over thirty years. By Rc.B.90/2007, dated 31.3.2007, the Tahsildar, Peapully Mandal, issued a communication under the caption "urgent notice" directing the petitioner to vacate the site immediately. The site is allotted to Anganwadi Center. Aggrieved by the same, present writ petition is filed.

A plain perusal of the impugned communication would show that virtually the petitioner's assignment was cancelled and the land was allotted to Anganwadi Center. No notice was issued to the petitioner before doing so. This itself would render the impugned communication illegal. The same is accordingly set aside after hearing learned Assistant Government Pleader for Revenue (General-A). It shall however be open to the Tahsildar to follow due process of law before evicting the petitioner from her land.

The writ petition, with the above observations, is accordingly disposed of. No costs.

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(**V.V.S.RAO, J**)

April 16, 2007.

YS